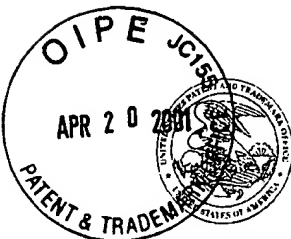


04-23-01

secta/15



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/768,667	01/24/2001	Takeo Hoda	05058/02806

CONFIRMATION NO. 4380

## FORMALITIES LETTER



\*OC000000005849927\*

Sidley & Austin  
717 North Harwood, Suite 3400  
Dallas, TX 75201

Date Mailed: 03/12/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

*John P. Melt*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/25/2001 EEKUBAY1 00000149 181260 09768667

~~01 FC:105~~ ~~130.00 CH~~

Adjustment date: 06/18/2001 TV0111

04/25/2001 EEKUBAY1 00000149 181260 09768667

~~01 FC:105~~ ~~130.00 CR~~



Attorney Docket No. 05058/02806

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re

U.S. application of: Takeo HODA, Dai SHINTANI, Yoshihiro  
TANAKA, Hiroshi ISHIBE, Hirokazu  
NARUTO, Hirokazu YAMADA, Nobuyuki  
TANIGUCHI, and Katsuyuki NANBA  
For: IMAGE INFORMATION PROCESSING SYSTEM  
U.S. Serial No.: 09/768,667  
Filed: January 24, 2001  
Group Art Unit: 2615  
Examiner: Not Yet Assigned

BOX MISSING PARTS  
Assistant Director  
for Patents  
Washington, D.C. 20231

EXPRESS MAIL MAILING LABEL NO.: EL072276637US  
DATE OF DEPOSIT: APRIL 20, 2001  
I hereby certify that this paper or fee is being deposited with the  
United States Postal Service "Express Mail Post Office to Addressee"  
service under 37 C.F.R. § 1.10 on the dated indicated above and is  
addressed to BOX MISSING PARTS, Assistant Director for Patents,  
Washington, DC 20231.

Derrick T. Gordon

Name of Person Mailing Paper or Fee

*Derrick T. Gordon*

Signature

April 20, 2001

Date of Signature

Dear Sir:

**COMPLETION OF APPLICATION**

The Notice to File Missing Parts of Nonprovisional  
Application dated March 12, 2001 (copy enclosed), indicates  
that the Declaration for the above-identified U.S. patent  
application was missing.

However, the papers filed as part of the above-  
identified patent application on January 24, 2001 DID

Serial No. 09/768,667

include a Declaration therefor. Thus, such Declaration was apparently misplaced by the Patent and Trademark Office subsequent to the filing thereof.

The present application is a divisional of co-pending U.S. Patent Application Serial No. 08/468,437, filed June 6, 1995, which is a divisional of U.S. Patent Application Serial No. 08/294,883, filed August 23, 1994, which is a continuation of U.S. Patent Application Serial No. 08/141,898, filed October 22, 1993 (abandoned), which is a continuation of U.S. Patent Application Serial No. 07/517,206 filed May 1, 1990 (abandoned). The most recent executed Declaration is the Declaration and Power of Attorney filed in Application Serial No. 07/517,206. A Revocation of Prior Powers of Attorney, and a New Power of Attorney by the assignee was filed in Application Serial No. 08/468,437. A Notice of Change of Correspondence Address was filed in the present application.

Submitted herewith as Exhibit A is a copy of the Transmittal of Declaration and Power of Attorney, dated January 24, 2001, which was part of the papers of the present application filed on January 24, 2001.

Submitted herewith as Exhibit B is a copy of the Declaration and Power of Attorney, which had been filed in the parent application, U.S. Patent Application Serial No. 07/517,206, and which was attached to said Transmittal of Declaration and Power of Attorney, dated January 24, 2001, at the time of filing on January 24, 2001.

Serial No. 09/768,667

Submitted herewith as Exhibit C is a copy of the post card receipt which was filed with (a) the Transmittal of Declaration and Power of Attorney and (b) the attached Declaration and Power of Attorney on January 24, 2001, and which bears the stamp of the Patent and Trademark Office, showing the serial number assigned to the present application and the date of receipt by the Patent and Trademark Office (filing date accorded) as being January 24, 2001.

Submitted herewith as Exhibit D is a copy of a Transmittal Letter, dated January 24, 2001, entitled Revocation of Prior Powers of Attorney, and New Power of Attorney With Certificate Under 37 C.F.R. § 3.73(b).

Submitted herewith as Exhibit E is a copy of the Revocation of Prior Powers of Attorney, and New Power of Attorney With Certificate Under 37 C.F.R. 3.73(b) which had been filed in parent application Serial No. 08/468,437, and which was attached to the Transmittal Letter, dated January 24, 2001, entitled Revocation of Prior Powers of Attorney, and New Power of Attorney With Certificate Under 37 C.F.R. § 3.73(b) at the time of filing on January 24, 2001.

Submitted herewith as Exhibit F is a copy of the postcard receipt for (a) the Transmittal Letter, dated January 24, 2001, entitled Revocation of Prior Powers of Attorney, and New Power of Attorney With Certificate Under 37 C.F.R. § 3.73(b), and (b) the attached copy of the Revocation of Prior Powers of Attorney, and New Power of

Serial No. 09/768,667

Attorney with Certificate Under 37 C.F.R. 3.73(b), which also bears the stamp of the Patent and Trademark Office, showing the serial number assigned to the present application and the date of receipt by the Patent and Trademark Office (filing date) as being January 24, 2001.

Since the Declaration was submitted to the Patent and Trademark Office at the time of filing of the present divisional application and such submission was acknowledged by the Patent and Trademark Office, as shown by the attached Exhibits A-F, it is obvious that the Notice to File Missing Parts of Nonprovisional Application was issued in error, and therefore, no surcharge fee should be due.


However, if it is determined that the \$130.00 surcharge fee is required, please charge the \$130.00 fee to Sidley & Austin's Deposit Account No. 18-1260. Please charge any additional fees (other than issue fee) required during the pendency of this application to Sidley & Austin's Deposit Account No. 18-1260. Please credit any overpayment to Deposit Account No. 18-1260.

Serial No. 097768,667

Stamp: OIPE JC155  
APR 20 2001  
PATENT & TRADEMARK OFFICE

This document is being filed in duplicate.

Respectfully submitted,

  
James W. Williams  
Registration No. 20,047  
Attorney for Applicants

JWW:pm

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717 North Harwood  
Suite 3400  
Dallas, Texas 75201-6507  
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(214) 981-3300 (main)

April 20, 2001